

LAW OFFICES OF
LOUIS E. GITOMER, LLC.

LOUIS E. GITOMER
Lou@lgraillaw.com

MELANIE B. YASBIN
Melanie@lgraillaw.com
410-296-2205

600 BALTIMORE AVENUE, SUITE 301
TOWSON, MARYLAND 21204-4022
(410) 296-2250 • (202) 466-6532
FAX (410) 332-0885

January 19, 2012

Ms. Cynthia T. Brown
Chief of the Section of Administration, Office of Proceedings
Surface Transportation Board
395 E. Street, S.W.
Washington, D.C. 20423

RE: Docket No. AB-312 (Sub-No. 3X), *South Carolina Railroad Company, LLC—Abandonment Exemption—in Chesterfield and Darlington Counties, SC.*

Dear Ms. Brown:

Enclosed for e-filing by the South Carolina Railroad Company, LLC is a letter received from the U.S. Fish and Wildlife Service, stating that there are no federally protected resources in the project area.

If you have any questions please call or email me.

Sincerely yours



Melanie B. Yasbin
Attorney for South Carolina Railroad Company, LLC

Enclosure



United States Department of the Interior



FISH AND WILDLIFE SERVICE

176 Croghan Spur Road, Suite 200
Charleston, South Carolina 29407

January 17, 2012

Ms. Melanie B. Yasbin
Office of Environmental Analysis
Surface Transportation Board
395 E Street, S.W.
Washington, DC 20423

Re: Docket No. AB-312 (Sub-No. 3X)
South Carolina Railroad Company, LLC- Abandonment Exemption
Chesterfield and Darlington Counties, South Carolina
FWS Log No. 2012-I-0101

Dear Ms. Yasbin:

The U.S. Fish and Wildlife Service (Service) has reviewed the plans for the proposed project. South Carolina Railroad Company proposes to abandon a 12.8-mile railroad line near milepost 319.89 (center of Burlington Drive road crossing), near Society Hill, Darlington County, South Carolina, and extending in a northerly direction to milepost 332.68 (south line of Market Street, including other legs of wye track extending westerly to milepost 332.48 (east line of US Route 1), in Cheraw, Chesterfield County, South Carolina.

Based on our review and the information received, the Service has determined there are no federally protected resources in the project area. Please note that obligations under the Endangered Species Act must be reconsidered if: (1) new information reveals impacts of this identified action may affect any listed species or critical habitat in a manner not previously considered; (2) this action is subsequently modified in a manner, which was not considered in this assessment; or (3) a new species is listed or critical habitat is designated that may be affected by the identified action.

Please contact the South Carolina Department of Natural Resources regarding potential impacts to state protected species. If the proposed project will impact wetlands, please contact the U.S. Army Corps of Engineers, Charleston District. If you have any questions, please contact Ms. Morgan Wolf at (843) 727-4707, ext. 219 and reference FWS Log No. 2012-I-0101.

Sincerely,


For Jay B. Herrington
Field Supervisor

JBH/MKW

cc: Louis E. Gitomer, Law Offices of Louis E. Gitomer, LLC, 600 Baltimore Avenue,
Suite 301, Towson, MD 21204